

REMARKS/ARGUMENTS

Claims 1-20 are pending in the application. In the Office Action, claim 1 was rejected under 35 U.S.C. 102(b) as being anticipated by U.S. Patent No. 4,157,540 to Oros (Oros). Claims 2, 3, 8-13 and 18-20 were rejected under 35 U.S.C. 103(a) as being unpatentable over Oros in view of U.S. Patent No. 4,847,818 to Olsen (Olsen). In addition, claims 4, 7, 14 and 17 were rejected under 35 U.S.C. 103(a) as being unpatentable over Oros in view of U.S. Patent Application Publication No. 2002/0176586 to Leonard (Leonard). Finally, claims 5, 6, 15 and 16 were rejected under 35 U.S.C. 103(a) as being unpatentable over Oros in view of U.S. Patent Application Publication No. 2002/0187757 to Bush (Bush).

A brief summary of the Oros and Olsen references may be helpful here. Oros discloses a wireless alarm system. In particular, Oros describes a wireless transmitter assembly that includes a pressure-actuated, normally open contact switch that is closed under pressure from a person. As shown in FIGs. 8 and 9, the wireless transmitter assembly is contained within a belt having a buckle and a plurality of metal eyelets. When the buckle is engaged with one of the metal eyelets, the circuit shown in FIG. 8 is closed or complete only when the pressure-actuated switch is closed. In other words, before the wireless transmitter can transmit signals, a person must apply the pressure to the switch to allow the circuit to be completed. This pressure must constantly be applied to keep the pressure-actuated switch in the closed position.

Olsen describes a wristwatch radiotelephone having a case adapted to be held onto a wrist by a strap. The case includes a timekeeping circuit and a display, and the strap includes a pair of strap ends, which are coupled together for holding the case on a

user's wrist. The case also includes a series of actuating push buttons to activate and deactivate the radiotelephone and to perform timekeeping functions. The wristwatch radiotelephone is both operational when wrapped around a user's wrist (see FIG. 2) and when used as a telephone (see FIG. 3).

Independent claims 1 and 11 have been amended to clarify that the integrated radio is enabled for transmission or receipt of communication signals upon the buckling of the mating portions of the buckling mechanism. Oros, Olsen or any of the other cited prior art references do not show, describe, teach or suggest such a feature.

Specifically, the transmitter in Oros is not enabled for transmission of communication signals when the buckle is engaged with one of the metal eyelets. Rather, the transmitter in Oros is only enabled when a user applies pressure to the pressure-actuated switch. The current design is far more practical for use because a person would have to continuously flex his or her stomach muscles to keep the transmitter in Oros in a transmitting state (see column 5, lines 15-19). The radiotelephone in Olsen operates when used as a phone (the strap ends are not coupled together), which means that the enabling of the transceiver in Olsen is not predicated on the engagement of the strap ends.

In view of the above, Applicant now believes that independent claims 1 and 11 are patentable over the prior art. Applicant also believes that those claims that depend from claims 1 and 11 are patentable, both based on their dependencies on the claims 1 and 11 and their patentability on their own. Reconsideration and withdrawal of the rejection of the claims is respectfully requested. Passing of this case is now believed to be in order, and a Notice of Allowance is earnestly solicited.

No amendment made was related to the statutory requirements of patentability unless expressly stated herein. No amendment made was for the purpose of narrowing the scope of any claim, unless Applicant has argued herein that such amendment was made to distinguish over a particular reference or combination of references.

In the event that the Examiner deems the present application non-allowable, it is requested that the Examiner telephone the Applicant's attorney or agent at the number indicated below so that the prosecution of the present case may be advanced by the clarification of any continuing rejection.


The Commissioner is hereby authorized to charge any necessary fee, or credit any overpayment, to Motorola, Inc. Deposit Account No. 50-2117.

Respectfully submitted,

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